

Box No. VIII (iii) DECLARATION: ENTITLEMENT TO CLAIM PRIORITY

The declaration must conform to the standardized wording provided for in Section 213; see Notes to Boxes Nos. VII, VIII (i) to (v) (in general) and the specific Notes to Box No VIII (iii). If this Box is not used, this sheet should not be included in the request.

Declaration as to the applicant's entitlement, as at the international filing date, to claim the priority of the earlier application specified below, where the applicant is not the applicant who filed the earlier application or where the applicant's name has changed since the filing of the earlier application (Rules 4.17(iii) and 51bis.1(a)(iii)):

In relation to this International application,

VION PHARMACEUTICALS, INC. is entitled to claim priority of earlier Application No.:

U.S. Serial No. 60/556,565, filed on March 26, 2004

by virtue of an assignment from:

KING, Ivan of 65 Blue Hills Road, North Haven, CT 06473, United States of America to VION PHARMACEUTICALS, INC., dated March 28, 2005;

SZNOL, Mario of 186 Rimmon Road, Woodbridge, CT 06525, United States of America to VION PHARMACEUTICALS, INC., dated March 30, 2005;

BELCOURT, Michael of 9 Algonquin Drive, Wallingford, CT 06492, United States of America to VION PHARMACEUTICALS, INC., dated March 28, 2005; and

ZHENG, Li-Mou of 406 Hilltop Road, Orange, CT 06477, United States of America to VION PHARMACEUTICALS, INC., dated March 28, 2005

This declaration is made for the purposes of all designations, except the designation of the United States of America.

This declaration is continued on the following sheet, "Continuation of Box No. VIII (iii)".